



# महाराष्ट्र शासन राजपत्र

## असाधारण भाग आठ

वर्ष ५, अंक ३४]

बुधवार, ऑगस्ट १४, २०१९/श्रावण २३, शके १९४१

[पृष्ठे ३, किंमत : रुपये २७.००

असाधारण क्रमांक ७९

प्राधिकृत प्रकाशन

महाराष्ट्र विधानमंडळाचे अधिनियम व राज्यपालांनी प्रख्यापित केलेले अध्यादेश व केलेले विनियम आणि विधि व न्याय विभागाकडून आलेली विधेयके (इंग्रजी अनुवाद).

In pursuance of clause (3) of article 348 of the Constitution of India, the following translation in english of the Maharashtra Public Universities (Second Amendment) Ordinance, 2019, (Mah. Ord. XVIII of 2019) is hereby published under the authority of the Governor.

By order and in the name of the Governor of Maharashtra,

RAJENDRA G. BHAGWAT,  
Secretary (Legislation) to Government,  
Law and Judiciary Department.

*[Translation in English of the Maharashtra Public Universities (Second Amendment) Ordinance, 2019 (Mah. Ord. XVIII of 2019), published under the authority of the Governor].*

### HIGHER AND TECHNICAL EDUCATION DEPARTMENT

Mantralaya, Madam Cama Marg, Hutatma Rajguru Chowk,  
Mumbai 400 032, dated the 14th August 2019.

### MAHARASHTRA ORDINANCE No. XVIII OF 2019.

#### AN ORDINANCE

*further to amend the Maharashtra Public Universities Act, 2016.*

WHEREAS both Houses of the State Legislature are not in session ;

AND WHEREAS the Governor of Maharashtra is satisfied that circumstances exist which render it necessary for him to take immediate

Mah. VI action further to amend the Maharashtra Public Universities Act, 2016 for  
of 2017. the purposes hereinafter appearing;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 213 of the Constitution of India, the Governor of Maharashtra is hereby pleased to promulgate the following Ordinance, namely :—

Short title  
and  
commencement.

1. (1) This Ordinance may be called the Maharashtra Public Universities (Second Amendment) Ordinance, 2019.

(2) It shall come into force at once.

Insertion of  
section 99 B  
in Mah. VI of  
2017.

2. After section 99A of the Maharashtra Public Universities Act, 2016, the following section shall be inserted, namely :— Mah. VI of 2017.

Power of State  
Government to  
Postpone the  
Election of  
Students'  
Council.

“99B. (1) Notwithstanding anything contained in section 99 or in any order issued thereunder or any other provision of this Act, where the State Government is of the opinion due to drought, flood or any other natural calamity or law and order situation prevailing in any university area or part thereof, or such other emergent situation, it is not possible to hold the elections to the Students' Council, the Government may, by order or orders issued from time to time and published in the *Official Gazette*, postpone the elections for such period as may be specified in the Order:

Provided that, the period so specified in the orders issued under this section shall not exceed four months in the aggregate.

(2) After issuance of the order under sub-section (1), the State Government may, by further order published in the *Official Gazette*, direct that, elections so postponed shall be held on or before such date as maybe specified in the order issued under this sub-section.”.

## STATEMENT

Section 99 of the Maharashtra Public Universities Act, 2016 (Mah. VI of 2017) provides for constitution of the Students' Council and the manner of holding elections to the said Councils. In view of the flood situation in various part of the State, due to incessant rains, it is difficult to conduct the election of the Students' Councils of various universities in the State.

2. Due to expiry of the term of the existing 13th Maharashtra Legislative Assembly, the elections for constituting new Maharashtra Legislative Assembly are likely to be held in the month of October 2019, and the Model Code of Conduct for the said election would be operative and election campaign would also begin in the month of September 2019. The elections to the Students' Councils of the Universities are likely to be held during the same period. In view of this, for maintaining the law and order, it is expedient to postpone the elections to the Students' Councils of the Universities by incorporating the suitable provision in the said Act.

3. As both Houses of the State Legislature are not in session and the Governor of Maharashtra is satisfied that circumstances exist which render it necessary for him to take immediate action further to amend the Maharashtra Public Universities Act, 2016 (Mah. VI of 2017), for the purposes aforesaid, this Ordinance is promulgated.

Mumbai,

Dated the 13th August 2019.

CH. VIDYASAGAR RAO,

Governor of Maharashtra.

By order and in the name of the Governor of Maharashtra,

SAURABH VIJAY,

Secretary to Government.